

81-1910

13 LP 1981

MEMORANDUM FOR: Deputy Director for Operations

FROM: Harry E. Fitzwater
Deputy Director for AdministrationSUBJECT: Proposed [] Counterintelligence 25X1
Investigations (Redesignated Special Security
Investigations)

1. Subject regulation, in process since 1976, has defied efforts at agreement/resolution that will permit publication. I feel the proposal concerns a matter of sufficient import to warrant your attention to the areas of dispute and to a new approach that hopefully will satisfy all concerned.

2. In 1976, former DDCI Knoche expressed concern over counterintelligence investigations that continued with no deadline set as a reasonable date for completion. He also wished that a formal delineation of authority be established that would define responsibilities and ensure maximum utilization of resources through cooperation and coordination. The matter was referred to the Counterintelligence Staff (CI Staff) and the Office of Security (OS) for action, and in 1977 [] 25X1 and Bob Gambino reached an agreement approved by the then DDO. Publication was not accomplished when the General Counsel deferred action on legal concurrence until resolution of the Weissman case.

3. In 1979 the legal problem had been resolved and [] and [] worked out a refinement of the original proposal that was sent out for coordination by the Regulations Control Division (RCD) on 7 October 1980. This version is attached as Tab A. Coordination has not been completed in that responses from the Office of General Counsel (OGC) and your Directorate have not been submitted. 25X1

4. [] and [] met on the matter earlier 25X1 this year and it was determined that John McMahon had reservations concerning the proposed regulation. It is my understanding Mr. McMahon objected to publishing the specifics of

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9. Because of the prolonged dispute over the provisions of Tab A, it will be cancelled and replaced by Tab B. Distribution of this memorandum will so advise OGC and RCD. Should you endorse Tab B, [] can be published after legal concurrence by OGC. I am, of course, most interested in your reaction to the new approach. If you feel any issues require further study or discussion, please advise me of your concerns as soon as possible. The proposed regulation (Tab A) was noted as a pending action by the Inspector General in his recent report on the Office of Security and I feel it appropriate that we close the matter. On my part, I pledge expeditious action within the DA to reach an accommodation that will permit completion of processing of Subject.

Harry E. Fitzwater

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Attachments

Distribution:

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- 1 - General Counsel
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ORIGINATOR:



Director of Security

25X1

12 SEPT. 1981
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